

**IN THE DISTRICT COURT OF GUAM
TERRITORY OF GUAM
CRIMINAL MINUTES
TRIAL**

CASE NO.: CR-08-00004

DATE: June 25, 2008

HON. FRANCES M. TYDINGCO-GATEWOOD, Chief Judge, Presiding

Law Clerk: None Present

Court Reporter: Wanda Miles

Courtroom Deputy: Carmen B. Santos

Electronically Recorded: 1:43:06 - 3:17:05
3:36:26 - 5:11:08

APPEARANCES:

Defendant: Eun Young Lee
Marcelino Laserna
John Duenas
Mary Garcia
Joseph Pangelinan
Francisco Kawamoto
Margaret Untalan

Attorney: Richard Arens
Mark Smith
Cynthia Ecube
Leilani Lujan
Louie Yanza
Stephanie Flores
Rawlen Mantanona

☒ Present ☐ Custody ☐ Bond ☐ P.R.

☒ Present ☒ Retained ☒ FPD ☒ CJA

U.S. Attorney: Karon Johnson

U.S. Agent: K. Klocke, FBI

U.S. Probation: None Present

Interpreter: Sung Woo Yoon

Language: Korean

PROCEEDINGS: Jury Trial - Day 13

- Witnesses sworn and examined; exhibits marked and admitted - see attached Exhibit and Witness List, AO Form 187 (and 187a, when applicable).
- Court orders the Government to turn over all 302s to defense counsel as it relates to all licensee witnesses.
- Court urges parties to file briefs re field notes and potential Brady violation by 6/26/08.
- Court urges defense counsel to file separate papers on behalf of individual clients as to agent/interviewer/right to confrontation issues by 6/26/08.
- Court finds that based on testimony of Dr. Weis, Agent Kline is unavailable to continue his testimony and that the court will not compel his testimony.
- Jury Trial (Day 14) continued to: June 26, 2008 at 11:00 AM

NOTES:

PRESIDING JUDGE FRANCES M. TYDINGCO-GATEWOOD						PLAINTIFF'S ATTORNEY KARON JOHNSON	DEFENDANT'S ATTORNEY RICHARD ARENS, MARK SMITH, CYNTHIA ECUBE, LEILANI LUJAN, LOUIE YANZA, STEPHANIE FLORES, RAWLEN MANTANONA
HEARING DATE (S) JUNE 9, 10, 11, 12, 13, 2008 JUNE 16, 17, 18, 19, 20, 2008 JUNE 23, 24, 25, 2008						COURT REPORTER WANDA MILES	COURTROOM DEPUTY CARMEN B. SANTOS
JOINT NO.	PLTF NO.	DEF. NO.	DATE OFFERED	DATE IDENTIFIED	DATE ADMITTED	DESCRIPTION OF EXHIBITS* AND WITNESSES	
						1:43:06 - Begin Day 13 - June 25, 2008	
						1:45:00 - Witness Deuk Soon Choi Pereda seated	
						Exhibit 14 Summary Chart discussion	
						2:07:16 - Jurors seated	
	25		6/9/08	6/25/08	6/16/08 6/10/08	MVD file for - Deuk Soon Choi (Pereda) - offered by Government; Objections made; conditionally admitted 6/10/08, admitted 6/16/08 with objections.	
	74			6/25/08		Guam Driver's licenses from arrested persons	
						2:17:28 - CX by Mr. Arens	
		Laserna-R		6/25/08		Plea Agreement of Deuk Soon Choi nka Pereda, identified by Mr. Arens (Deuk Soon Choi Pereda)	
						2:47:34 - Re-DX by Ms. Johnson	
						2:50:20 - Witness excused	
						2:51:49 - Witness Young Min Ko , called and sworn	
						2:52:27 - DX by Ms. Johnson	
	20		6/9/08	6/25/08	6/16/08 6/10/08	MVD file for - Young Min Ko - offered by Government; Objections made; conditionally admitted 6/10/08, admitted 6/16/08 with objections.	
	11		6/11/08	6/25/08	6/11/08	Fraudulent ITIN letter given to Chun by Lee March 29, 2005, offered by Mr. Arens and admitted without objection (Frank Blaz)	
	20-7			6/25/08		Guam Driver's License of Young Min Ko - identified by the Government (Young Min Ko)	
						3:17:05 - 3:36:26 - afternoon recess	
						3:36:46 - Jurors seated	
						3:37:39 - Continued DX by Ms. Johnson	
						3:58:03 - Jurors excused - discussion as to Brady and Jencks materials	
						4:33:30 - Jurors seated	
						4:35:19 - Jurors excused - return by 10:45 a.m. 6/26/08; trial to resume at 11:00 a.m.	
						4:37:36 - Conference call with Dr. Weis.	
						Court orders the Government to turn over all 302s to defense counsel as it relates to all licensee witnesses.	
						Court urges parties to file briefs re field notes and potential Brady violation by 6/26/08.	
						Court urges defense counsel to file separate papers on behalf of individual clients as to agent/interviewer/right to confrontation issues by 6/26/08.	
						Court finds that based on testimony of Dr. Weis, Agent Kline is unavailable to continue his testimony and that the court will not compel his testimony.	
						5:11:08 - End day 13 - resume 6/26/08 at 11:00 AM	